

STOEL RIVES LLP

A T T O R N E Y S

ONE UTAH CENTER  
201 S. MAIN STREET, SUITE 1100  
SALT LAKE CITY, UTAH 84111-4904  
Phone (801) 328-3131 Fax (801) 578-6999  
Internet: [www.stoel.com](http://www.stoel.com)

August 16, 2001

lee Sim  
**RECEIVED**

AUG 17 2001

WATER RIGHTS  
SALT LAKE

MARTIN K. BANKS  
Direct Dial  
(801) 578-6975  
[email:mkbanks@stoel.com](mailto:mkbanks@stoel.com)

**VIA FACSIMILE AND FIRST CLASS MAIL**

Lee Sim  
Assistant State Engineer for Distribution  
Department of Natural Resources  
Division of Water Rights  
P.O. Box 146300  
Salt Lake City, Utah 84114-6300

**Re:** Flow Line Spring Water

Dear Mr. Sim:

Thank you for taking a few minutes to speak with me yesterday about Schneiter Enterprises, Ltd. and the Pebblebrook golf course, and certain of its water issues. As you know, my client has filed a diligence claim with the Division of Water Rights (No. 57-10193). See letter from James E. Riley attached hereto. In light of the drought conditions and the ongoing vegetation damage occurring at the Pebblebrook golf course, I respectfully request that the subject spring water that is currently emptying into Little Cottonwood Creek from the ponds at LaCaille Restaurant be immediately released into the Sandy Irrigation Company's ditch, so that the Sandy Irrigation Company can, in turn, release that water to the Pebblebrook golf course. I spoke with Jim Riley about this request on Wednesday, August 15, 2001, and I would request that you promptly confer with him so as to expedite this process. In light of the dire conditions at the golf course, I request that the adjustments be made no later than the end of the day tomorrow, Friday, August 17, 2001. I apologize for any inconvenience that our urgency may cause you,

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but thank you in advance for your cooperation as we attempt to mitigate the serious vegetation damage at the golf course. Please give me a call Friday afternoon to give me an update.

Best regards,



Martin K. Banks

MKB/js

cc Jim Riley  
State of Utah Department of Natural Resources  
Division of Water Rights  
P.O. Box 146300  
Salt Lake City, Utah 84114-6300  
Fax: (801) 538-7467  
(Sent via facsimile and first class mail)

Tim O'Hara  
Commissioner  
1501 South 500 East  
Salt Lake City, Utah 84105  
(Sent via first class mail)

Marv Widerberg  
Commissioner  
7970 South Highland Drive  
Salt Lake City, Utah 84121  
(Sent via first class mail)